

AMENDED IN SENATE APRIL 20, 2005

AMENDED IN SENATE MARCH 29, 2005

SENATE BILL

No. 453

**Introduced by Senators Poochigian, Ashburn, Denham, and
Florez Florez, and Machado
(Coauthor: Senator Machado)**

(Coauthors: Assembly Members Aghazarian, Arambula, Cogdill,
Houston, Matthews, Maze, McCarthy, Nakanishi, Parra, and
Villines)

February 17, 2005

An act to amend Sections 14171 and ~~14173~~, *14173*, and *14175* of,
to amend and renumber Section 14174.3 of, and to repeal Sections
14172; *and 14174*, and ~~14175~~ of, the Penal Code, relating to the
Central Valley Rural Crime Prevention Program, and declaring the
urgency thereof, to take effect immediately.

LEGISLATIVE COUNSEL'S DIGEST

SB 453, as amended, Poochigian. Central Valley Rural Crime
Prevention Program.

Existing law establishes the Central Valley Rural Crime Prevention
Program, a program addressing agricultural and rural based crime in
specified counties. Existing law provides those provisions will
become inoperative as of July 1, 2005, and be repealed as of January
1, 2006.

This bill would extend the *operative date of those provisions of this
program indefinitely to July 1, 2009 and the repeal date to January 1,
2010*.

Existing law requires a cost-benefit analysis be prepared by each
county participating in the program, as specified, and submitted to the
Legislative Analyst by June 30, 2001. Existing law also requires the

Legislative Analyst to conduct a cost-benefit analysis of the program, to analyze information submitted by each county, and to report to the Legislature by December 31, 2001.

This bill would repeal those provisions.

Existing law provides an appropriation of \$3,541,000 in the Budget Act of 1999 to the specified counties to fund the program.

This bill would express the intent of the Legislature to provide for an annual appropriation of \$3,541,000 from the general fund to the specified counties to fund the program.

Existing law provides an appropriation of \$100,000 in the Budget Act of 1999 for the Legislative Analyst for costs of preparing an evaluation of the Central Valley Rural Crime Prevention Program for purposes of the cost-benefit analysis of the report due to the Legislature by December 31, 2001, as specified.

This bill would repeal those provisions.

Existing law conditions appropriation of funds to the specified counties upon compliance with certain uniform procedures for participating in the program.

This bill would renumber the code section containing these provisions.

This bill would make other technical changes.

This bill would declare that it is to take effect immediately as an urgency statute.

Vote: $\frac{2}{3}$. Appropriation: no. Fiscal committee: yes.

State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 14171 of the Penal Code is amended to
2 read:

3 14171. (a) Each of the Counties of Fresno, Kern, Kings,
4 Madera, Merced, San Joaquin, Stanislaus, and Tulare may
5 develop within its respective jurisdiction a Central Valley Rural
6 Crime Prevention Program, which shall be administered by the
7 county district attorney's office of each respective county under
8 a joint powers agreement with the corresponding county sheriff's
9 office entered into pursuant to Chapter 5 (commencing with
10 Section 6500) of Division 7 of Title 1 of the Government Code.

11 (b) The parties to each agreement shall form a regional task
12 force that shall be known as the Central Valley Rural Crime Task

1 Force, that includes the respective county office of the county
2 agricultural commissioner, the county district attorney, the
3 county sheriff, and interested property owner groups or
4 associations. The task force shall be an interactive team working
5 together to develop crime prevention, problem solving, and crime
6 control techniques, to encourage timely reporting of crimes, and
7 to evaluate the results of these activities. The task force shall
8 operate from a joint facility in order to facilitate investigative
9 coordination. The task force shall also consult with experts from
10 the United States military, the California Military Department,
11 the Department of Justice, other law enforcement entities, and
12 various other state and private organizations as deemed necessary
13 to maximize the effectiveness of this program. Media and
14 community support shall be solicited to promote this program.
15 Each of the designated counties shall adopt rules and regulations
16 for the implementation and administration of this program.

17 (1) In order to receive funds for this program, each designated
18 county shall agree to participate in a regional task force, to be
19 known as the Central Valley Rural Crime Task Force, and shall
20 appoint a representative to that task force.

21 (2) The Central Valley Rural Crime Task Force shall develop
22 rural crime prevention programs containing a system for
23 reporting rural crimes that enables the swift recovery of stolen
24 goods and the apprehension of criminal suspects for prosecution.
25 The task force shall develop computer software and use
26 communication technology to implement the reporting system,
27 although the task force is not limited to the use of these means to
28 achieve the stated goals.

29 (3) The Central Valley Rural Crime Task Force shall develop
30 a uniform procedure for all participating counties to collect, and
31 each participating county shall collect, data on agricultural
32 crimes. The task force shall also establish a central database for
33 the collection and maintenance of data on agricultural crimes and
34 designate one participating county to maintain the database. State
35 funds the counties receive to operate their rural crime prevention
36 programs may be used to implement the requirements of this
37 paragraph. This paragraph does not prohibit counties from using
38 their own funds to implement the paragraph's provisions,
39 however, it is the Legislature's intent that this paragraph shall not
40 be construed as creating a state-mandated local program.

(c) The staff for each program shall consist of the personnel designated by the district attorney and sheriff for each county in accordance with the joint powers agreement.

SEC. 2. Section 14172 of the Penal Code is repealed.

SEC. 3. Section 14173 of the Penal Code is amended to read:

14173. It is the intent of the Legislature that the sum of three million five hundred forty-one thousand dollars (\$3,541,000) be appropriated annually for the purposes of this act and be distributed, in the following amounts:

Fresno	\$815,725
Kern	609,825
Kings	301,125
Madera	198,225
Merced	301,125
San Joaquin	301,125
Stanislaus	301,125
Tulare	712,725

SEC. 4. Section 14174 of the Penal Code is repealed.

SEC. 5. Section 14174.3 of the Penal Code is amended and renumbered to read:

14174. Funds appropriated for the purposes of this title shall be allocated based on the counties' compliance with paragraph (3) of subdivision (b) of Section 14171.

~~SEC. 6. Section 14175 of the Penal Code is repealed.~~

SEC. 6. Section 14175 of the Penal Code is amended to read:

14175. This title shall become inoperative on July 1, ~~2005~~ 2009, and is repealed as of January 1, ~~2006~~ 2010, unless a later enacted statute, which is enacted before January 1, ~~2006~~ 2010, deletes or extends that date.

1 SEC. 7. This act is an urgency statute necessary for the
2 immediate preservation of the public peace, health, or safety
3 within the meaning of Article IV of the Constitution and shall go
4 into immediate effect. The facts constituting the necessity are:

5 In order to assure the continued operation of the program and
6 promote agricultural and rural crime prevention, it is necessary
7 that this act take effect immediately.

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